



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Jerome RIBO

Group Art Unit: 2863

Application No.: 10/822,806

Examiner: A. BHAT

Filed: April 13, 2004

Docket No.: 118272

For: DEVICES AND METHODS FOR TESTING CLOCK AND DATA RECOVERY
DEVICES

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the August 6, 2007 Office Action, reconsideration of the rejection is respectfully requested in light of the following remarks. Claims 1, 5-7, 10, 12-18, and 20 are pending.

Rejoinder of withdrawn claims 5-7, 12, and 20 is respectfully requested upon the allowance of any of the claims from which the withdrawn claims depend.

Claims 1, 10, and 13-18 were rejected under 35 U.S.C. §103(a) as being obvious over U.S. Patent Application Publication No. 2005/0069071 (hereinafter "Kim") in view of In re Boesch, 617 F.2d 272, 205 USPQ 215 (CCPA 1980). This rejection is respectfully traversed.

Kim fails to teach or suggest, at least "producing test data" and "generating data drift in the test data," as called for by claim 1.

Kim discloses a CDR circuit that synchronizes a sample clock signal to an incoming data signal having a high variable bit-rate or data phase drift (ppm) by adjusting a phase